



March 15, 2013

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VIA EMAIL AND REGULAR MAIL

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**Re: Measure V
No. 038780**

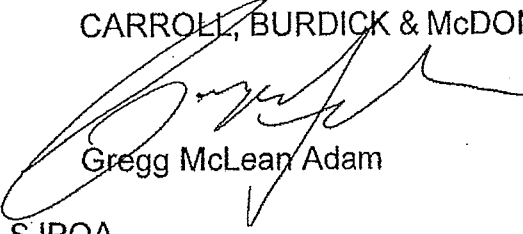
Dear Charles:

We have discussed at the bargaining table, and outside of it, the City's interpretation of Measure V, as it revised City of San Jose Charter Section 1111(g). As I understand the City's position, in an arbitration pursuant to Section 1111, the arbitrator would be prohibited from raising employee compensation any more than the rate of increase of certain City fiscal revenues -- predominantly tax return increases -- averaged over five years. While the POA is not conceding that that is the correct interpretation, or that Measure V is legal, we do ask that the City advise us as soon as possible about its calculation of what that maximum rate of increase would be for fiscal years 2013-14, 2014-15 and 2015-16. Please also provide us with any methodology and supporting documentation.

Please consider this as a bargaining-related information request pursuant to the Meyers Milias Brown Act.

Very truly yours,

CARROLL, BURDICK & McDONOUGH LLP



Gregg McLean Adam

GMA:jag

cc: Jim Unland, President, SJPOA
SJPOA 2013 Negotiation Team